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**PATENT APPLICATION**

Applicant: **Sadik Bayrakeri et al.**

Case No.: **19880-001610US (SEDN/247)** Confirmation #: **8158**

Serial No.: **09/524,854** Filed: **3/14/00**

Group Art Unit: **2611** Examiner: **Bui, Kieu Oanh T**

Title: **BANDWIDTH MANAGEMENT TECHNIQUES FOR DELIVERY OF  
INTERACTIVE PROGRAM GUIDE**

**Mail Stop AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450**

SIR:

**DECLARATION UNDER 37 C.F.R. 1.132**

I, LEA A. NICHOLSON, do hereby declare and say:

Reference U.S. Patent Publication No. 2003/0052905 for Gordon et al. is disqualified as prior art under 35 U.S.C. §103(c) via 35 U.S.C. §102(e), because the subject matter and the claimed invention were, at the time the claimed invention was made, subject to an obligation of assignment to the same person.

U.S. Patent Publication No. 2003/0052905 for Gordon et al. is for U.S. Patent Application No. 09/359,562, filed July 22, 1999.

The present U.S. Patent Application No. 09/524,854 was filed March 14, 2000.

The enclosed Patent Assignment Abstract of Title for U.S. Patent Application Nos. 09/359,562 for Gordon et al. indicates that an assignment to Diva Systems Corporation was received November 15, 2000, and recorded November 1, 2000.

The enclosed Patent Assignment Abstract of Title for 09/524,854 for the present application indicates that an assignment to Diva Systems Corporation was received October 16, 2000, and recorded September 5, 2000.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.



Lea A. Nicholson

Date: May 8, 2006

## Patent Assignment Abstract of Title

**Total Assignments: 3**

**Application #:** 09524854

**Filing Dt:** 03/14/2000

**Patent #:** NONE

**Issue Dt:**

**PCT #:** NONE

**Publication #:** NONE

**Pub Dt:**

**Inventors:** Sadik Bayrakeri, Donald F. Gordon, Edward A. Ludvig, Eugene Gershtein, Jeremy S. Edmonds, John P. Comito, Alfred LI

**Title:** Bandwidth management techniques for delivery of interactive program guide

**Assignment: 1**

**Reel/Frame:** 011146 / 0502 **Received:** 10/16/2000 **Recorded:** 09/05/2000 **Mailed:** 12/05/2000 **Pages:** 6

**Conveyance:** ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

**Assignors:** BAYRAKERI, SADIK

**Exec Dt:** 06/20/2000

GOROON, DONALD F.

**Exec Dt:** 08/02/2000

LUDVIG, EDWARD A.

**Exec Dt:** 06/19/2000

GERSHTEIN, EUGENE

**Exec Dt:** 06/19/2000

EDMONDS, JEREMY S.

**Exec Dt:** 07/05/2000

COMITO, JOHN P.

**Exec Dt:** 06/19/2000

LI, ALFRED

**Exec Dt:** 07/11/2000

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**Assignment: 2**

**Reel/Frame:** 014567 / 0512 **Received:** 04/28/2004 **Recorded:** 04/28/2004 **Mailed:** 05/06/2004 **Pages:** 14

**Conveyance:** ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

**Assignor:** DIVA SYSTEMS CORPORATION BY HOWARD B. GROBSTEIN, CHAPTER 11 TRUSTEE

**Exec Dt:** 04/21/2004

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**Assignment: 3**

**Reel/Frame:** 015177 / 0980 **Received:** 09/20/2004 **Recorded:** 09/20/2004 **Mailed:** 09/28/2004 **Pages:** 12

**Conveyance:** CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

**Assignor:** TVGATEWAY, LLC

**Exec Dt:** 08/24/2004

**Assignee:** SEDNA PATENT SERVICES, LLC

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## Patent Assignment Abstract of Title

Total Assignments: 3  
Application #: 09359562 Filing Dt: 07/22/1999 Patent #: NONE Issue Dt:  
PCT #: NONE Publication #: US20030052905 Pub Dt: 03/20/2003  
Inventors: DONALD F. GORDON, EDWARD A. LUDVIG, JEREMY S. EDMONDS, SADIK BAYRAKERI  
Title: METHOD AND APPARATUS FOR PROVIDING A MENU STRUCTURE FOR AN INTERACTIVE INFORMATION DISTRIBUTION SYSTEM

Assignment: 1

Reel/Frame: 011230 / 0770 Received: 11/15/2000 Recorded: 11/01/2000 Mailed: 01/15/2001 Pages: 4

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: GORDON, DONALD F.

Exec Dt: 08/02/2000

LUDVIG, EDWARD A.

Exec Dt: 10/14/1999

EDMONDS, JEREMY S.

Exec Dt: 10/15/1999

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Assignment: 2

Reel/Frame: 014567 / 0512 Received: 04/28/2004 Recorded: 04/28/2004 Mailed: 05/06/2004 Pages: 14

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: DIVA SYSTEMS CORPORATION BY HOWARD B. GROBSTEIN, CHAPTER 11 TRUSTEE

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Assignment: 3

Reel/Frame: 015177 / 0980 Received: 09/20/2004 Recorded: 09/20/2004 Mailed: 09/28/2004 Pages: 12

Conveyance: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

Assignor: TVGATEWAY, LLC

Exec Dt: 08/24/2004

Assignee: SEDNA PATENT SERVICES, LLC

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